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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91210103
Party	Defendant Alberto Soler DBA Coki Loco and Miriam Soler
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Date	10/25/2013
Attachments	ReplyTCCC.pdf(85207 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re:       Applications 85/607,106; 85/672,347; 85/738,874

Marks:     COLA DE COKI; COLA HAPPY MOTION; D**KO**

Filed:      April 04, 2012; July 10, 2012; Sept. 26, 2012

Published:  October 02, 2102 and December 18, 2012; April 09, 2013

**THE RED LUNA COMPANY (KO)**

**WILLIAM SOLER; ALBERTO SOLER,**

**MIRIAM SOLER and JAMES WRIGHT,**

Applicants,

v.

Oppositions: **91209094/ 91210103/91210647**

The Coca-Cola Company

Opposer.

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**[APPLICANTS REPLY TO OPPOSER'S NON-RESPONSE ON A MATTER  
THAT WAS NOT HONOR BEING A RULE OF THIS BOARD'S LAW]**

THE RED LUNA, by and through Applicants-William Soler, Alberto Soler, Miriam Soler and James Wright-all members thereto (herein after **KO**), hereby replies and also objects to Opposer's (TCCC) intentional avoidance to explain why the dishonor to a rule that is set fair and honor by this Board and the law of this land.

**KO** now speaks one last time why now TCCC decides not to speak why this became the matter now here.

THE FEDERAL RULES OF CIVIL PROCEDURES WAS NOT HONOR

1. TCCC'S response to **KO'S** request for dismissal of these opposition proceedings with prejudice fails to say why they *blatantly* and recklessly violated this Board's rule of law called- **37 CFR 2.112 (C)** when and by illegally and unethically disclosing privilege information/communication by attached exhibits to their pleading.

Obviously they are not above the law having any such privilege to say anything about why they have the right not to honor such rule set by this Board and the law of why this land is called free.

For the record and to say out clear; **KO'S** reply's here is not waiving its strong objections to TCCC'S reckless and illegal disclosures of privilege information/communications and now say more on that matter;

. TCCC'S disclosure of such facts when **KO** was acting in good faith to communicate with TCCC'S, after they constantly had made attempts to let's speak and settle the matter, by and through a retained attorney to handle the matter; clearly also violated *Federal Rules of Evidence 408* .

Thus, **KO** respectfully and with honor requests this Board in also saying that they have also dishonor their right to be trusted as an ethical and responsible attorney to practice in front of this Board under the honor given by their respective Bar.

Further, they don't even know the law to be given such honor being a license attorney and ironically while also being considered one of the top legal minds working for the biggest bully of them all. *FRE 502*

**KO** here being no license attorney finds no honor to any of them he now is facing and

not just here, and feels comfort saying the truth so clear in all that is now here.

### **THE LAW OF THIS LAND**

2. TCCC'S disrespect to the rule of law in these proceedings for the administration and adjudication of justice through fairness and without prejudice when intentionally disregarding *37 CFR 2.122* as impregnated these proceedings with further more prejudice-for it has also *annihilated* the other important rules called Federal Rules of Evidences that are the righteous rules so implemented to avoid any possible unfairness for the just result. We all here know about Federal Rules of Evidence 402-03 and 405 and also 607 and 608 and further 801-803, and very clear know all how and why TCCC'S speaks but the truth on the matters why we are even now here. *FRE* 612 and 616.

### **CONCLUSION**

3. **KO** respectfully requests this Board to honor the rules and law of this land and dismiss all of TCCC'S opposition proceedings with prejudice for the dishonor and say, come another day for cancellation but with honor.

Filed this 25<sup>th</sup> day of October via ETTSA electronic filing system.

Respectfully submitted,

**THE RED-LUNA (KO)**

**/ALBERTO SOLER/**

ALBERTO SOLER

MP/KO/

/Miriam Soler/

Miriam Soler

/James Wright/

James Wright

### CERTIFICATE OF SERVICE

We all here certify that a true and correct copy was furnished via email service as consented by TCCC attorney of record this 25<sup>th</sup> day of Oct. 2013.

**THE PEOPLE OF THE RED LUNA**













